

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 5-2-01

By: Linda R. Judge

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Huang, et al.

SERIAL No.: Not Yet Assigned

FILED: Filed Herewith

FOR: PLANT TRANSCRIPTION FACTORS AND  
ENHANCED GENE EXPRESSION

EXAMINER: Unknown

ART UNIT: Unknown

Declaration Under 37 CFR §1.821

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Linda R. Judge, declare and affirm as follows:

1. I am an agent for the applicant.
2. The floppy disc which accompanies this Declaration contains the required sequence listing.
3. The sequence listing recorded on said disc matches the hard copy of the sequence listing accompanying this Declaration.
4. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

Linda R. Judge

Linda R. Judge  
Registration No. 42,702

Date: May 2, 2001

Correspondence Address:

Customer No. 22918

**INVENTORSHIP DECLARATION BY JOINT INVENTORS**

I HEREBY DECLARE THAT:

My residence, mailing address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

**PLANT TRANSCRIPTION FACTORS AND ENHANCED GENE EXPRESSION**

the specification of which:

- ☒ is attached hereto.
- ☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Linda R. Judge at (650) 324-0880. Address all correspondence to:

Iota Pi Law Group  
P.O. Box 60850  
Palo Alto, CA 94306-0850  
Customer No. 22918

**INVENTORSHIP DECLARATION BY JOINT INVENTORS**

**PART A: INVENTOR INFORMATION AND SIGNATURE**Full name of **FIRST** inventor: Ning HuangCitizenship: PRC      Mailing Address: 1226 Caricia Drive  
Davis, CA 95616

Residence (if different):

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of **SECOND** inventor: Daichang YangCitizenship: PRC      Mailing Address: 1318 F Street, #3  
Davis, CA 95616

Residence (if different):

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of **THIRD** inventor: Yong-Sic HwangCitizenship: Korea      Mailing Address: 412 Russell Park, #5  
Davis, CA 95616

Residence (if different):

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of **FOURTH** inventor: Robert J. SchmidtCitizenship: USA      Mailing Address: 9500 Gilman Drive  
La Jolla, CA 92093

Residence (if different):

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**INVENTORSHIP DECLARATION BY JOINT INVENTORS****PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)**

Country	App. No.	Filing Date
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**PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120**

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
<u>60/266,920</u>	<u>2/6/01</u>	<input checked="" type="checkbox"/> Pending
<u>60/201,182</u>	<u>5/2/00</u>	<input checked="" type="checkbox"/> Pending